IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 6TH DECEMBER 2007 / 15TH AGRAHAYANA 1929

OP.No. 10685 of 2003(V)

PETITIONER:

P.M.VIJAYAN, MANAGING TRUSTEE,
NETHAJI CHARITABLE SOCIETY,
MOOLAVATTOM, RESIDING AT PUTHENPURAYIL
HOUSE, MOOLAVATTOM P.O., KOTTAYAM.

BY ADV. SRI.S.SANAL KUMAR
SMT.BHAVANA VELAYUDHAN

RESPONDENTS:

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1. DEPUTY TAHSILDAR (R.R),
TALUK OFFICE, KOTTAYAM.

2. VILLAGE OFFICER, NATTAKOM.

3. STATE OF KERALA,
REPRESENTED BY SECRETARY TO
REVENUE DEPARTMENT, SECRETARIAT,
THIRUVANANTHAPURAM.

4. JOMO PHILIP, CHEMBUMTHARA,
MAMPUZHAKARI, RAMANKARI VILLAGE.

R1 TO 3 BY G.P. SMT.SMITHA SUKUMAR

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 06/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP NO.18385/2003 IN O.P. NO.10685/2003

DISMISSED:

6.12.2007 SD/-(C.N.RAMACHANDRAN NAIR, JUDGE.)

APPENDIX

PETITIONER'S EXHIBITS:

P1: COPY OF THE GIFT DEED DT.15.6.1983.

P2: COPY OF THE INFORMATION RELATING TO THE ATTACHMENT OF IMMOVABLE PROPERTY ISSUED U/S.36 OF THE R.R. ACT.

P3: COPY OF THE AGREEMENT EXECUTTED BY THE SAID PURUSHOTHAMAN AND JOMO PHILIP IN FAVOUR OF THE GOVT.

TRUE COPY

PA TO JUDGE

C.N.RAMACHANDRAN NAIR, J.

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O.P. No.10685 of 2003

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Dated this the 6th day of December, 2007.

JUDGMENT

Since Government Pleader submitted that 5 cents of property obtained by the petitioner from the defaulter through gift deed is not proceeded against, O.P. is closed as petitioner has no grievance. The respondents are free to proceed against other properties of the defaulter.

C.N.RAMACHANDRAN NAIR
Judge

pms